

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

SORAYA RIGOR,

Plaintiff,

v.

CLAIRE BUCKLEY, et al.,

Defendants.

No. 2:23-cv-02352 DAD CKD (PS)

ORDER

Plaintiff is proceeding in this action pro se. Plaintiff has requested authority pursuant to 28 U.S.C. § 1915 to proceed in forma pauperis. This proceeding was referred to this court by Local Rule 302(c)(21).

Plaintiff has submitted the affidavit required by § 1915(a) showing that plaintiff is unable to prepay fees and costs or give security for them. Accordingly, the request to proceed in forma pauperis will be granted. 28 U.S.C. § 1915(a).

The federal in forma pauperis statute authorizes federal courts to dismiss a case if the action is legally “frivolous or malicious,” fails to state a claim upon which relief may be granted, or seeks monetary relief from a defendant who is immune from such relief. 28 U.S.C. § 1915(e)(2).


Here, plaintiff’s brief and conclusory allegations do not state a federal claim against any defendant. See ECF No. 1 at 4-5. Plaintiff alleges that three defendants—a Placer County

1 official, the Sacramento LGBT Community Center, and the executive director of an
2 organization—misused her proposal and defamed her. Id. at 5. The federal courts are courts of
3 limited jurisdiction. In the absence of a basis for federal jurisdiction, plaintiff's claims cannot
4 proceed in this venue. Because there is no basis for federal subject matter jurisdiction evident in
5 the complaint, plaintiff will be ordered to show cause why this action should not be dismissed.
6 Failure to allege a proper basis for subject matter jurisdiction will result in a recommendation that
7 the action be dismissed.

8 Accordingly, IT IS HEREBY ORDERED that:

- 9 1. Plaintiff's request to proceed in forma pauperis (ECF No. 2) is granted;
10 2. No later than December 18, 2023, plaintiff shall show cause why this action should not
11 be dismissed for lack of subject matter jurisdiction.

12 Dated: November 28, 2023

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14 CAROLYN K. DELANEY
15 UNITED STATES MAGISTRATE JUDGE
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